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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/759,268	01/20/2004	Huai-Jen Tsai	8961-000009/US	6868
30593	7590	08/04/2006	EXAMINER	
HARNESS, DICKEY & PIERCE, P.L.C. P.O. BOX 8910 RESTON, VA 20195			BERTOGLIO, VALARIE E	
			ART UNIT	PAPER NUMBER
			1632	
DATE MAILED: 08/04/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20060801

DATE MAILED:

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**Commissioner for Patents**

The reply filed on 06/29/2006 is not fully responsive to the prior Office Action because:


Applicant's election dated 06/29/2006 is not drawn to one of the delineated, patentably distinct inventions as set forth in the election requirement dated 03/29/2006. Applicant has elected "the generic plasmid construct recited in claim 1" and elects the skin specific promoters for claims 3 and 14. Applicant is required to elect one, single invention as outlined in the restriction requirement dated 03/29/2006. Applicant's reply is considered to be non-responsive, and the amendments to the claims filed with the election reply have not been entered.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Valarie Bertoglio whose telephone number is 571-272-0725. The examiner can normally be reached on 7:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ram Shukla can be reached on (571) 272-0735. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

  
Valarie Bertoglio  
Patent Examiner